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AMAZON WEB SERVICES, INC

8 **UNITED STATES DISTRICT COURT**
9
10 **NORTHERN DISTRICT OF CALIFORNIA**
11 **SAN JOSE DIVISION**

12 ELASTICSEARCH, INC., a Delaware
13 corporation, ELASTICSEARCH B.V., a Dutch
corporation,

14 Plaintiffs,

15 v.

16 AMAZON.COM, INC., a Delaware
17 corporation, and AMAZON WEB SERVICES,
INC., a Delaware corporation,

18 Defendants.
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Case No. 5:19-cv-06158-EJD

NOTICE OF SETTLEMENT

1 On November 30, 2021, counsel for the parties executed a term sheet reflecting all
2 material terms for settlement of this action. Counsel anticipates that, subject to completion of the
3 long form agreement and senior management approval, this action will be resolved through a
4 stipulated dismissal without prejudice within 60 days.

5
6 Dated: November 30, 2021

DAVID R. EBERHART
O'MELVENY & MYERS LLP

8
9 By: /s/ David R. Eberhart
David R. Eberhart

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11 Attorneys for Plaintiffs
ELASTICSEARCH, INC. and
12 ELASTICSEARCH B.V.

13
14 Dated: November 30, 2021

JOSEPH C. GRATZ
DURIE TANGRI LLP

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16 By: /s/ Joseph C. Gratz
Joseph C. Gratz

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18 Attorneys for Defendants
19 AMAZON.COM, INC. and AMAZON WEB
20 SERVICES, INC.

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23 **ATTESTATION**

24 Pursuant to Civil Local Rule 5-1(i)(3) regarding signatures, I attest that concurrence in the
25 filing of this document has been obtained from the other signatories.

26
27 Dated: November 30, 2021

/s/ David R. Eberhart
David R. Eberhart